IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.SASIDHARAN NAMBIAR

WEDNESDAY, THE 14TH MARCH 2007 / 23RD PHALGUNA 1928

SA.No. 579 of 1993()

AS.84/1990 of DISTRICT COURT, MANJERI
OS.139/1987 of MUNSIFF COURT,PERINTHALMANNA
.....

APPELLANT/RESPONDENT/PLAINTIFF:

VELLATTU MADHAVIKUTTY AMMA, D/O.KUNHILAKSHMI AMMA
NENMARA AMSOM AND DESOM, CHITTUR TALUK, PALAKKAD DT.

BY ADV. SRI V R VENTIKA KRISHNAN & N.C.JOSEPH

RESPONDENTS/APPELLANTS/DEFENDANTS:
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1. KOLOTH KUTTAN, S/O.UPPACHI,
KOOMBAKALLIL, PERINTALMANNA AMSOM AND DESOM,
PERINTALMANNA TALUK, MALAPPURAM DISTRICT

2. KANHIRAKADAVATH KUNHAN, -DO- -DO-

3. -DO- KUTTAN, S/O.NADI, -DO- -DO-

4. ALIKKAL REVI, S/O. -DO- -DO- -DO- (DIED)

DEATH OF 3RD RESPONDENT RECORDED VIDE ORDER
DATED 4/10/06 IN MEMO FILED ON 19/9/2006

BY ADV. SRI N.SUGATHAN

THIS SECOND APPEAL HAVING BEEN FINALLY HEARD ON 14/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON C.M.P.NO. 1400/93 & 1089/94 IN SA 579/93

DISMISSED

14/3/2007

SD/-M.SASIDHARAN NAMBIAR,JUDGE.

//True copy//

PA to Judge.

M.SASIDHARAN NAMBIAR,J.

S.A .NO.579 OF 1993

Dated 14th March 2007

J U D G M E N T

Learned counsel appearing for appellant submitted that in spite of sending notice appellant did not turn up to take steps to implead the legal heirs. Another memo was filed reporting death of first respondent on 15/10/2006. A memo was filed reporting death of third respondent on 26/8/2002. No steps taken to implead the legal heirs. Hence appeal dismissed as abated.

M.SASIDHARAN NAMBIAR,
JUDGE.

uj.

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M.SASIDHARAN NAMBIAR,J.

JUDGMENT

S.A.No.579 OF 1993

14th March 2007

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